

**DISTRICT OF COLUMBIA BUILDING CODE ADVISORY COMMITTEE**  
**c/o DCRA/BLRA · 941 North Capitol Street, NE, Ste. 2000 · Washington, DC 20002**

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**CODE CHANGE PROPOSAL FORM**

**2003 ICC FAMILY OF CODES**

PAGE 1 OF 3

CODE: IBC

SECTION NO. Chap 2

SUBCOMMITTEE AMENDMENT NO. IP - 2

PROPOSING SUBCOMMITTEE:

CHAIR:

PHONE:

E-mail:

DATES: OF PROPOSAL: 4/20/05

BCAC PRESENTATION:

BCAC APPROVAL:

CHECK ONE

☐

*Revise section to read as follows:*

☐

*Delete section and substitute the following:*

☒

*Add new section to read as follows:*

☐

*Delete section without substitution.*

**TYPE ALL TEXT IN 12-POINT TIMES NEW ROMAN FONT**

~~**LINE THROUGH TEXT TO BE DELETED**~~ (highlight text, under Format, click font and check strikethrough)

**UNDERLINE TEXT TO BE ADDED**

Use additional sheets of the form, if necessary.

(See following pages)

This amendment is being proposed by the Executive Committee. Please contact Marc Fetterman, 202/625-2525 ([fetterman-dc@att.net](mailto:fetterman-dc@att.net)) with questions, comments, etc.

Anticipated impact of code change on cost of construction (CHECK ONE)

☐ *Increase*

☐ *Decrease*

☒ *Negligible*

☐ *Unknown*

*If "Increase" box was checked, indicate estimated range of added cost:*

*Per 1,000 SF single-family dwelling to*

*Per 1,000SF of commercial building to*

**JUSTIFICATION OF CHANGE:**

Additions to Definitions to coordinate with amendments to IBC Chapters 3A and 4A

## **SECTION 202A DEFINITIONS**

*Add the following definitions:*

**Community-Based Residential Facility:** A residential facility for persons who have a common need for treatment, rehabilitation, assistance, or supervision in their daily living. This definition includes, but is not limited to, facilities covered by D.C. Law 2-35, the Community Residence Facilities Licensure Act of 1977, and facilities formerly known as convalescent or nursing homes, residential halfway houses or social service centers, philanthropic or eleemosynary institutions, and personal care homes. If an establishment is a community-based residential facility as defined in this Section, it shall not be deemed to constitute any other use permitted under the authority of these regulations. A community-based residential facility may include separate living quarters for resident supervisors and their families. All community-based residential facilities shall be included in one (1) or more of the following subcategories:

- (a) **Adult Rehabilitation Home:** A facility providing residential care for one (1) or more individuals sixteen (16) years of age or older who are charged by the United States Attorney with a felony offense, or any other individual twenty-one (21) years of age or older, under pre-trial detention or sentenced pursuant to court order;
- (b) **Community Residence Facility:** A facility that meets the definition for and is licensed as a community residence facility under Chapter 34 of Title 22, DCMR, "Public Health and Medicine," as that definition may be amended from time to time;
- (c) **Emergency Shelter:** A facility providing temporary housing for one (1) or more individuals who are otherwise homeless and who are not in need of a long-term sheltered living arrangement, as that arrangement is defined in Title 22 DCMR, "Public Health and Medicine"; and
- (d) **Health Care Facility:** A facility that meets the definition for and is licensed as a skilled care facility or intermediate nursing care facility under the provisions of Title 22 DCMR, "Public Health and Medicine," as those definitions may be amended from time to time.
- (e) **Substance Abusers Home:** A community residence facility that offers a sheltered living arrangement, as that arrangement is defined in the Health Care Facilities Regulations of the District of Columbia, for one (1) or more individuals diagnosed by a medical doctor as abusers of alcohol, drugs, or other controlled substances.
- (f) **Youth Rehabilitation Home:** A facility providing residential care for one (1) or more individuals less than twenty-one (21) years of age who have been detained or committed by a court pursuant to their involvement in the commission of an act designated as an offense under the law of the District of Columbia, or of a state if the act occurred in a state, or under federal law. The facility shall not house persons sixteen (16) years of age or older who are charged by the United States Attorney with a felony offense.

(g) **Youth Residential Care Home:** A facility providing safe, hygienic, sheltered living arrangement for one (1) or more individuals less than eighteen (18) years of age, not related by blood, adoption, or marriage to the operator of the facility, who are ambulatory and able to perform the activities of daily living with minimal assistance.

(h) **Assisted Living Facility:** A community residence facility housing unrelated residents that provides and/or coordinates, in return for payment, housing and supportive services, supervision services, personal assistance services, health related services, or a combination thereof, said services provides to meet the needs of residents who are unable to perform, or who need assistance in performing the activities of daily living and/or instrumental activities of daily living a way that promotes optimum dignity and independence for the residents. “Assisted Living Facility” does not include a nursing home.

**Group Homes for Mentally Retarded Persons:** A community residence facility that admits at least four (4) but no more than eight (8) related and non-related mentally retarded persons, maintains the necessary facilities for their care or habilitation, and provides a home-like environment to persons who, because of mental retardation, require specialized living arrangements.

**Means of Escape:** A way out of a building or structure that does not conform to the strict definition of means of egress but does provide an alternate way out.

**Resident:** A person who is receiving personal care and residents in a group home for the mentally retarded or resides in a community-based residential facility.